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| APPLICATION NO. | FILING DATE | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|-----------------|-------------|----------------------|---------------------|------------------|
| 10/736,801 | 12/16/2003 | Bert Klebl | DEAV2002/0089 US NP | 4154 |

5487 7590 06/16/2005

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EXAMINER

HAMA, JOANNE

ART UNIT PAPER NUMBER

1632

DATE MAILED: 06/16/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

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|---------------------------------|-------------|---|---------------------|

101736, 801

KLEBL, B

EXAMINER

HAMA, J

ART UNIT

PAPER

1632

20050608

DATE MAILED:

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Commissioner for Patents

Applicants have filed a bona fide response to a Restriction Requirement April 14, 2005. However, the election is incomplete. On page 4 of the Restriction Requirement (February 24, 2005), there is also a species election of claim 8, wherein the species are *Drosophila*, *C. elegans*, a prokaryotic, or eukaryotic cell. It is noted that upon selection of the species, the claims will be analyzed based on the species election. Applicants must select one species to be examined.

Examiner phoned Ms. Karen Krupen on June 6, 2005 regarding the species election. Ms. Krupen asked the Examiner to wait until June 7, 2005 for a response to the species election, as the election depended upon a response from the Applicant. No response was made on June 7, 2005.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Joanne Hama, Ph.D. whose telephone number is 571-272-2911. The examiner can normally be reached Monday through Thursday and alternate Fridays from 9:00-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ram Shukla, Ph.D. can be reached on 571-272-0735. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to (571) 272-0547. Patent applicants with problems or questions regarding electronic images that can be viewed in the Patent Application Information Retrieval system (PAIR) can now contact the USPTO's Patent Electronic Business Center (Patent EBC) for assistance. Representatives are available to answer your questions daily from 6 am to midnight (EST). The toll free number is (866) 217-9197. When calling please have your application serial or patent number, the type of document you are having an image problem with, the number of pages and the specific nature of the problem. The Patent Electronic Business Center will notify applicants of the resolution of the problem within 5-7 business days. Applicants can also check PAIR to confirm that the problem has been corrected. The USPTO's Patent Electronic Business Center is a complete service center supporting all patent business on the Internet. The USPTO's PAIR system provides Internet-based access to patent application status and history information. It also enables applicants to view the scanned images of their own application file folder(s) as well as general patent information available to the public. For all other customer support, please call the USPTO Call Center (UCC) at 800-786-9199.

RAM R. SHUKLA, PH.D.
SUPERVISORY PATENT EXAMINER